S.B. Civil Second Appeal No.338/2004

Date : 27.3.2006

HON'BLE MR. PRAKASH TATIA, J.

Mr. KC Samdaria, for the appellant.

Mr. Arun Bhansali, for the plaintiff/respondents no.1

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An application has been filed for deciding the appeal in the light of compromise arrived at between the parties and the sole plaintiff/respondent no.1. According to the parties, the matter has been settled and the plaintiff wants to withdraw the suit unconditionally.

In view of the above, the plaintiff is permitted to withdraw the suit unconditionally and the suit is dismissed as withdrawn.

Consequently, this second appeal has become infructuous and the same is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya